

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

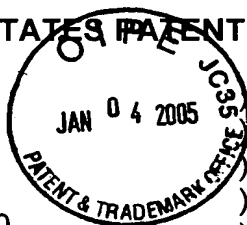
In re Patent Application of

Florence L'ALLORET

Application No.: 10/823,670

Filed: April 14, 2004

For: AQUEOUS PHOTOPROTECTIVE
COMPOSITIONS COMPRISING
ACRYLAMIDO-2-
METHYLPROPANESULFONIC
ACID POLYMERS AND 4,4-
DIARYLBUTADIENE UV-A
SUNSCREENS



MAIL STOP AMENDMENT

Group Art Unit: 1616

Examiner: Shelley A. Dodson

Confirmation No.: 4908

RESPONSE TO OFFICIAL ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following remarks are offered in response to the October 6, 2004 Official Action. In light of these remarks, reexamination and reconsideration of the subject application under 37 C.F.R. § 1.112 are respectfully requested.

Claims 1-49 are in this application.

Claims 1-49 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-38 of copending Application No. 10/823,669. Without conceding that the Examiner's position has any merit, applicant is filing an appropriate terminal disclaimer herewith to obviate the record rejection.

The acknowledgment of applicant's Information Disclosure Statement and return of an Examiner-initialed copy of applicant's Form PTO-1449 are noted, with appreciation.

In view of the foregoing, applicant submits that the only record rejection has been overcome. Further favorable action in the form of a Notice of Allowance is believed to be next in order and is earnestly solicited.

As a final point, it is requested that the Examiner acknowledge the foreign priority claimed under 35 U.S.C. § 119 and the certified copy of the priority document submitted April 14, 2004, as well as the domestic priority of applicant's provisional application claimed on page 1 of the specification.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: January 4, 2005

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